

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION**

CHAMBER SUMMONS NO.1793 OF 2003
IN
SUIT NO.4913 OF 2000

Majid Ahmed Oomerbhoy ..Plaintiff.

Vs.

Rashid Sattar Oomerbhoy
& Ors. ..Defendants.

And

The Court Receiver,
High Court, Bombay ..Respondents.

Mr.Prakash Shinde i/b.M.Dhruve & Co. for the
Plaintiff.

Mr.S.N.Kadam, 2nd Asstt. to the Ct. Receiver
present.

Mr.R.P.Pathak, Section Officer from the Office of
the Commissioner for taking accounts present.

**CORAM: S.U.KAMDAR, J.
DATED: 2ND DECEMBER, 2004**

P.C. :

Pursuant to the order dated 5.8,.2004 The
Commissioner for Taking Accounts has made a report
inter-alia pointing out that the Court Receiver,
High Court, Bombay has failed to file necessary
accounts and documents in time in accordance with
the High Court (Original Side) Rules 512(b). It has
also been pointed out that the Court Receiver has

also not filed supporting documents and vouchers in respect of the receipt of payments and the payments made by the Court Receiver as per Exhibit "C" and Exhibit "D" to the said report.

2. The Court Receiver is present. He seeks time of four weeks to regularise the accounts and to file all necessary vouchers and documents to the satisfaction of the Commissioner for Taking Accounts, High Court, Bombay. The said time of four weeks is granted to the Court Receiver to comply with all necessary requirements.

3. It is clarified that in the event the Court Receiver fails to file the supporting documents and vouchers, the Commissioner shall finalise the said accounts by disallowing the said amounts which are claimed by the Court Receiver without supporting documents. In that event, no further directions are necessary on the said Commissioner's Report.

4. After finalizing of the accounts, the Commissioner for Taking Accounts shall make a further report to this Court indicating the amounts allowed and the amounts disallowed of the said accounts.